

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

APPLICATION 1081

PERMIT 2104

LICENSE 2012

ORDER ALLOWING CHANGE IN PURPOSE OF USE AND PLACE OF USE

WHEREAS:

1. License 2012 was issued to Oakdale Irrigation District and South San Joaquin Irrigation District and was filed with the County Records of San Joaquin, Stanislaus, and Tuolumne Counties on May 8, 1940 and Calaveras County on May 10, 1940.
2. An order allowing correction of Description of Place of Use was granted on December 5, 1945 and has been filed with the County Records of San Joaquin, Stanislaus, Tuolumne and Calaveras Counties.
3. A petition for change in purpose of use and place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such changes has been shown.
4. The Board has determined that the petitioned changes do not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The purposes of use under this license shall be as follows:

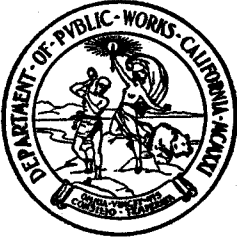
Irrigation and Incidental Power

2. The place of use under this license shall be as follows:

A gross area of 72,345 acres within the boundaries of the Oakdale Irrigation District within Township 1, 2 and 3 South, Range 9, 10, 11 and 12 East, MDB&M, as shown on a map of said District filed with the State Engineer on January 29, 1945; and 71,112 acres within the boundaries of the South San Joaquin Irrigation District within Township 1 and 2 South, Range 6, 7, 8 and 9 East, MDB&M, as shown on a map of said District filed with the State Engineer, then Division of Water Rights, on July 7, 1922, and totaling 143,457 acres. The place of use also includes two power plants at Goodwin Dam located within the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10, T1S, R12E, MDB&M.

Dated: NOVEMBER 18 1983

Raymond Walsh
Raymond Walsh, Chief
Division of Water Rights



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER
ORDER

APPLICATION 1081

PERMIT 2104

LICENSE 2012

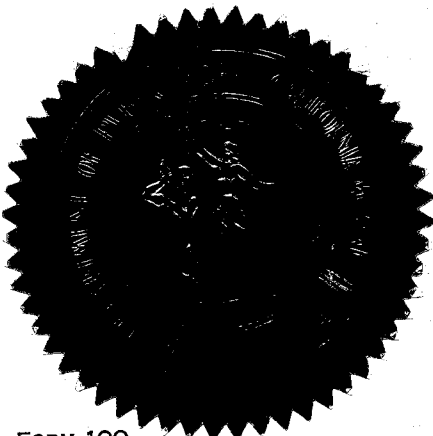
ORDER ALLOWING CORRECTION OF DESCRIPTION OF PLACE OF USE


Licensee having established to the satisfaction of the State Engineer that the correction of description of place of use under Application 1081, Permit 2104, License 2012 for which petition was submitted on August 9, 1945 will not operate to the injury of any other legal user of water, the State Engineer so finds, and

IT IS ORDERED that permission be and the same is hereby granted to change the description of place of use under said Application 1081, Permit 2104, License 2012 to read as follows to -wit:

72,345 ACRES WITHIN THE BOUNDARIES OF THE OAKDALE IRRIGATION DISTRICT WITHIN TOWNSHIPS 1, 2 and 3 SOUTH, RANGES 9, 10, 11 and 12 EAST, M.D.B. & M., AS SHOWN ON MAP OF SAID DISTRICT FILED WITH THE STATE ENGINEER ON JANUARY 29, 1945; AND 71,112 ACRES WITHIN THE BOUNDARIES OF THE SOUTH SAN JOAQUIN IRRIGATION DISTRICT WITHIN TOWNSHIPS 1 AND 2 SOUTH, RANGES 6, 7, 8 and 9 EAST, M.D.B. & M., AS SHOWN ON MAP OF SAID DISTRICT FILED WITH THE STATE ENGINEER, THEN DIVISION OF WATER RIGHTS, ON JULY 7, 1922, AND TOTALING 143,457 ACRES.

WITNESS my hand and the seal of the Department of Public Works of the State of California this 5th day of December, 1945.




State Engineer



STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES

License for Diversion and Use of Water

LICENSE 2012

PERMIT 2104

APPLICATION 1081

THIS IS TO CERTIFY, That **Oakdale Irrigation District, Oakdale, California,**
and **South San Joaquin Irrigation District, Manteca, California,**

has ~~made~~ **made** proof to the satisfaction of the Division
of Water Resources of California of a right to the use of the waters of **Stanislaus River in Calaveras**
and **Tuolumne Counties**

tributary of **San Joaquin River**

for the purpose of **irrigation use**

under Permit **2104** of the Division of Water Resources and that said right to the use of said waters has
been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Resources
and the terms of the said permit; that the priority of the right herein confirmed dates from **September 20, 1918;**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed **ninety-six thousand one**
hundred ninety-five (96,195) acre feet per annum by storage to be collected from
about **October 1st** to about **July 1st** of each season.

The point of diversion ~~of said water~~ to storage is located at **MELONES DAM,**
North forty-one degrees forty-two minutes West (N. 41°42' W.) thirty-three hundred
thirty (3330) feet from the southeast corner of Section 11, T 1 N, R 13 E, M.D.B.&M.,
and being within the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 11.

The point of redirection of stored waters is located at **COOKEWIN DAM,** North ten
degrees West (N. 10° 00' W.) twenty-eight hundred twenty-five (2825) feet from the
southeast corner of Section 10, T 1 S, R 12 E, M.D.B.&M., and being within the SE $\frac{1}{4}$
of NW $\frac{1}{4}$ of said Section 10.

A description of the lands or the place where such water is put to beneficial use is as follows:

Within the boundaries of the Oakdale Irrigation District within T 1, 2 and
3 S, R 9, 10, 11 and 12 E, M.D.B.&M. as shown on the map of said District filed
with the Division of Water Resources, then Division of Water Rights, on October
13, 1922; and within the boundaries of the South San Joaquin Irrigation District
within T 1 and 2 S, R 6, 7, 8 and 9 E, M.D.B.&M., as shown on the map of said
district filed with the Division of Water Resources, then Division of Water Rights,
on July 7, 1922, and totaling 145,358 acres.

Except as modified herein, this license is granted and said appropriator
takes all rights herein mentioned subject to all of the terms and conditions
contained in said permit.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from
time to time by the Division of Water Resources.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of
diversion herein specified and to the lands or place of use herein described.

Approved by order of 12/5/45

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in Section 20 of Chapter 586, Statutes of 1913, as amended, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; provided, that at any time after the expiration of twenty years after the granting of a license, the state or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee, or licensee, or the heirs, successors, or assigns, of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors, or assigns of said permittee or licensee, has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. The findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accepts such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and provided, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness my hand and the seal of the Department of Public
Works of the State of California, this 22nd
day of April 1940.

EDWARD HYATT
State Engineer

By

Harold Conkling
Deputy



LICENSE 2012

STATE OF CALIFORNIA
DEPARTMENT OF PUBLIC WORKS

DIVISION OF WATER RESOURCES

LICENSE
TO APPROPRIATE WATER
Oakdale Irrigation District and
South San Joaquin Irrigation
ISSUED TO DISTRICT

DATED April 22, 1940

57173 4-39 1M STATE PRINTING OFFICE

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